

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Docket Nos. 11770US02
11770US03

MERGED PROCEEDINGS

In Reexamination

Control No.: 90/004,946

Filed: March 23, 1998

In Reissue Application:

Serial No. 09/143,503

Filed: August 28, 1998

Inventors: AINSWORTH et al.

Patent No. 5,554,121

Issued: September 10, 1996

For: INTRALUMINAL CATHETER WITH
HIGH STRENGTH PROXIMAL
SHAFT

Examiner: Sharon Kennedy

Art Unit: 3762

**Electronically Filed on
December 17, 2008**

REQUEST FOR RECONSIDERATION OF PETITION UNDER 37 CFR 1.47(a)

Director for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:


This paper responds to the Decision Dismissing Petition Under 37 CFR 1.47(a) mailed from the U.S. Patent and Trademark Office on November 13, 2008.

The Decision found the declaration of inventors filed on May 28, 1999, insufficient. To correct the insufficiencies, the Decision requires the Patent Owner to provide a new declaration signed by the two available inventors, leaving the signature block for the

unavailable inventor blank, which is to be taken as an indication that the signing inventors are signing on behalf of themselves and the unavailable inventor.

The required declaration is being submitted in the form of two separate copies, respectively signed by the two available inventors, each leaving the signature block for the unavailable inventor blank. This is understood to comply with the requirement for a new declaration.

A Petition fee of \$200.00 is due. Please charge this fee and any other presently required fee, or credit any overpayment of fees, to McAndrews, Held & Malloy, Ltd., Deposit Account No. 13-0017.


George Wheeler
Reg. No. 28,766

Dated: December 17, 2008

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